

PATENT COOPERATION TREATY
PCT
INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY
(Chapter II of the Patent Cooperation Treaty)
(PCT Article 36 and Rule 70)

Applicant's or agent's file reference BW29F	FOR FURTHER ACTION See Form PCT/APEA/416	
International application No. PCT/AT2004/000190	International filing date (<i>day/month/year</i>) 08.04.2004	Priority date (<i>day/month/year</i>) 16.04.2003
<p>International Patent Classification (IPC) or national classification and IPC E04B9/32, G09F13/02, F21W121/00, F21S8/00</p>		
<p>Applicant TARGETTI SANKEY S.P.A. ET AL</p>		
<p>1. This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of 5 sheets, including this cover sheet.</p> <p>3. This report is also accompanied by ANNEXES, comprising:</p> <p>a. <input checked="" type="checkbox"/> (<i>sent to the applicant and to the International Bureau</i>) a total of 1 sheets, as follows:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions). <input type="checkbox"/> sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box. <p>b. <input type="checkbox"/> (<i>sent to the International Bureau only</i>) a total of (indicate type and number of electronic carrier(s)) , containing a sequence listing and/or tables related thereto, in computer readable form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).</p>		
<p>4. This report contains indications relating to the following items:</p> <p><input checked="" type="checkbox"/> Box No. I Basis of the opinion</p> <p><input type="checkbox"/> Box No. II Priority</p> <p><input type="checkbox"/> Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability</p> <p><input type="checkbox"/> Box No. IV Lack of unity of invention</p> <p><input checked="" type="checkbox"/> Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement</p> <p><input type="checkbox"/> Box No. VI Certain documents cited</p> <p><input type="checkbox"/> Box No. VII Certain defects in the international application</p> <p><input type="checkbox"/> Box No. VIII Certain observations on the international application</p>		
Date of submission of the demand 14.01.2005	Date of completion of this report 06.05.2005	
Name and mailing address of the International preliminary examining authority: European Patent Office - P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk - Pays Bas Tel. +31 70 340 - 2040 Tx: 31 651 epo nl Fax: +31 70 340 - 3016	<p>Authorized Officer Girard, O Telephone No. +31 70 340-4831</p> 	

**INTERNATIONAL PRELIMINARY REPORT
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International application No.
PCT/IT2004/000190

Box No. I Basis of the report

1. With regard to the **language**, this report is based on the international application in the language in which it was filed, unless otherwise indicated under this item.
 - This report is based on translations from the original language into the following language, which is the language of a translation furnished for the purposes of:
 - international search (under Rules 12.3 and 23.1(b))
 - publication of the international application (under Rule 12.4)
 - international preliminary examination (under Rules 55.2 and/or 55.3)
2. With regard to the **elements*** of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):

Description, Pages

1-5 as originally filed

Claims, Numbers

2-6 as originally filed
1 received on 14.01.2005 with letter of 13.01.2005

Drawings, Figures

1-4 as originally filed

a sequence listing and/or any related table(s) - see Supplemental Box Relating to Sequence Listing

3. The amendments have resulted in the cancellation of:

- the description, pages
- the claims, Nos.
- the drawings, sheets/figs
- the sequence listing (*specify*):
- any table(s) related to sequence listing (*specify*):

4. This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- the description, pages
- the claims, Nos.
- the drawings, sheets/figs
- the sequence listing (*specify*):
- any table(s) related to sequence listing (*specify*):

* If item 4 applies, some or all of these sheets may be marked "superseded."

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Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes: Claims	1-6
	No: Claims	
Inventive step (IS)	Yes: Claims	1-6
	No: Claims	
Industrial applicability (IA)	Yes: Claims	1-6
	No: Claims	

2. Citations and explanations (Rule 70.7):

see separate sheet

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Re Item V

**Reasoned statement with regard to novelty, inventive step or industrial applicability;
citations and explanations supporting such statement**

1. Reference is made to the following document:

D1: US-A-4 942 685 (LIN LING-YUNG) 24 July 1990

2. Article 33(2) PCT:

2.1. The document D1 is regarded as being the closest prior art to the subject-matter of claim 1 and shows (the references in parentheses applying to this document) an illuminated device (see Fig. 1) comprising:

- a box-like body (1) with a back (13) and side walls (15) extending from said back (13),
- a front wall (2) with a central opening (21) connected to said back (13) by said side walls (15) characterized in that on the inner face of said back (13) a decorative image is reproduced and a light source (3) extends at the inner side of said front wall around said central opening (21) and close to said side walls.

2.2. The subject-matter of claim 1 differs from this known device in that:

- it is an illumination device and is designed to be embedded in a ceiling or a wall or attached to a ceiling, and
- the side walls have reflective inner faces and a width substantially greater than the minimum necessary to house said light source so as to enhance the sensation of depth conveyed by said image

2.3. The subject-matter of claim 1 is therefore new (Article 33(2) PCT).

3. Article 33(3) EPC

The problem to be solved by the present invention may be regarded as how to

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illuminate a room with a device integrating a decorative image. The solution to this problem proposed in claim 1 of the present application is considered as involving an inventive step (Article 33(3) PCT).

4. Claims 2-6 are dependent on claim 1 and as such also meet the requirements of the PCT with respect to novelty and inventive step.
5. Claims 1-6 are industrially applicable.

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CLAIM 1 (amended)

Illumination device designed to be embedded in a ceiling or a wall or attached to a ceiling comprising:

- a box-like body (1) with a back (2) and side walls (3) extending from said back,
- a front wall (4) with a central opening (46) connected to said back by said side walls characterized in that on the inner face of said back a decorative image (6) is reproduced and a light source (5) extends at the inner side of said front wall around said central opening and close to said side walls which have reflective inner faces and a width substantially greater than the minimum necessary to house said light source so as to enhance the sensation of depth conveyed by said image.

EPO - DG 1

14. 01. 2005

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